

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office JUL 16 1990

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUL 16 1990The applicant Bently Nevada CorporationP.O. Box 157 _____ of Minden
Street and No. or P.O. Box No. City or TownNevada 89423 _____ hereby make s application for permission to change the
State and Zip Code No.

Place of Use and manner of use _____

Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit 52256
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree. _____

1. The source of water is Underground
Name of stream, lake, underground spring or other source.2. The amount of water to be changed 0.056 CFS
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for Dewatering for environmental control
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for Dewatering for environmental control
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, T.13N.,
Describe as being within a 40-acre subdivision of public survey and by course and
R.20E., M.D.M. or at a point from which the South $\frac{1}{4}$ corner of said Section 8,
distance to a section corner. If on unsurveyed land, it should be stated.T.13N., R.20E. bears S. 21° 20' W. a distance of 2030 feet. (EX-3A)6. The existing permitted point of diversion is located within _____
If point of diversion is not changed, do not answer.7. Proposed place of use See Exhibit A
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use within portions of the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 8, T.13N., R.20E.,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
M.D.M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day10. Use was permitted from January 1 to Sept. 30 of each year.
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well approximately 37 feet deep w/pump and
State manner in which water is to be diverted, i.e. diversion structure,
motor; 6" casing; piping to a flow equalization tank and air stripping tower.
ditches, pipes and flumes, or drilled well, etc.12. Estimated cost of works \$40,00013. Estimated time required to construct works already completed (see 11 above)

14. Estimated time required to complete the application of water to beneficial use..... one year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This environmental control well is part of a remedial measure reviewed by
NDEP. Groundwater will be extracted from the intermediate aquifer and
treated by air stripping. Treated water will be disposed of by discharging
into irrigation ditches within the proposed place of use.

By s/Thomas A. Foote
160 Hubbard Way
Reno, NV 89502

Compared bc/am am/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the place and manner of use of the waters of an underground source as heretofore granted under Permit 52256 is issued subject to the terms and conditions imposed in said Permit 52256 and with the understanding that no other rights on the source will be affected by the change proposed herein. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and records of the measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water granted herein at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The total combined duty of water under Permits 55064, 55065, 55066, 55067, 55068, 55069 and 55070 shall not exceed 226.3 million gallons annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.056 cubic feet per second..

Work must be prosecuted with reasonable diligence and be completed on or before April 5, 1992

Proof of completion of work shall be filed before May 5, 1992

Application of water to beneficial use shall be made on or before April 5, 1994

Proof of the application of water to beneficial use shall be filed on or before May 5, 1994

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed MAY 20 1992

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 5th day of April,

A.D. 19 91


 State Engineer

EXHIBIT A
PROPOSED PLACE OF USE

SECTION 5, T.13N., R.20E., M.D.M.	
SE 1/4 NW 1/4	40.00 AC
W 1/2 NW 1/4	80.37 AC
SECTION 6, T.13N., R.20E., M.D.M.	
NE 1/4 NE 1/4	40.35 AC
S 1/2 NE 1/4	80.00 AC
SE 1/4	160.00 AC
W 1/2	300.70 AC
SECTION 7, T.13N., R.20E., M.D.M.	
NE 1/4	160.00 AC
N 1/2 SE 1/4	80.00 AC
SECTION 8, T.13N., R.20E., M.D.M.	
W 1/2 NE 1/4	80.00 AC
NW 1/4 SE 1/4	40.00 AC
N 1/2 SW 1/4	80.00 AC
S 1/2 NW 1/4	80.00 AC
SECTION 31, T.14N., R.20E., M.D.M.	
W 1/2	292.73 AC
SECTION 36, T.14N., R.19E., M.D.M.	
E 1/2 E 1/2	160.34 AC
TOTAL	1674.49 AC

